Tells the President That His "Premature and Inwarranted" Assumption of Guilt and "(all to the Court to Indorse the Same is, Extraordinary and Dangerous."

WASHINGTON, Dec. 6 .- Former Assistant Augrney-General James N. Tyner, who is under indictment on the charge of conspiring with his nephew, Harrison J. Barrett, connive at certain violations of the "Fraud and Lottery statutes," of which Gen. Typer was the author, has, under date of Dec. 2, addressed a letter to President Roosevelt taking exception to the denunciations of him by the President before an opportunity has been afforded him to present his defence in court. Gen Typer points out that the references to his case in the memorandum of President Roosevelt were based entirely on Gen. Bristow's report, and that President Roose velt has never heard a word from Gen. Typer in his behalf. The letter follows:

Sig. In your official statement as President of the United States, addressed to the American public in connection with the report of Fourth Assistant Postmaster-General Bristow n the alleged postal frauds, you make certain statements concerning my supposed connection therewith which I take the liberty of answering, in order that I may properly go upon your official records. I do not desire to question your good faith or sincerity accepting the conclusions of your subordinate, Mr. Bristow, and in dignifying them with the weight of your high official position; but has it occurred to you that pending the trial of the three indictments against me. based on the allegations of the report and without having heard one word from me in my defence, your premature and unwarranted announcement of my assumed guilt and your call to the court and jury to indorse the same is, to say the least, extraordinary

the same is, to say the least, extraordinary and dangerous?

I am not even asking that I should be presumed innocent, or that, before I am condemned by you or the Department, I should be confronted by proofs and witnesses or given an opportunity to be heard in my defence; or that in the trial which confronts me I should have a fair trial. All I am asking is that, in view of the uncertainty of my life and the fact that my lips may at any moment be forever scaled, this letter be filed among your official records of my case, together with my letter of July 27, 1903, to Mr. Bristow, a copy of which I attach.

I desire again specifically to deny every one of the velied, charges made by Mr. Bristow in his report and to call your attention to the fact that not one direct or specific charge is made against me in the conduct of my high office, nor has, nor can one cent of gain be traced to me. If my life is spared I shall fully refute all the surmises and insimations of Mr. Bristow and shall be able to show the reasons which led him to withhold from you full data and to garble, misquote and falsify that which he did submit to you.

I also desire to state that if any of "the and dangerous?

I also desire to state that if any of "the friends of Tyner" have, as you allege, advanced the theory that in this case the chief offender was "my nephew, Barrett," and that my alleged offences were due to my failing mental and bodily powers, they did so without my knowledge or assent. It is true that, owing to two strokes of paralysis, my bodily powers have failed me, and I may bodily powers have failed me, and I may have to face a truer and sterner judge ere many days, but my mental powers, I thank God, have never suffered and I trust will not fall me until I have convinced the American public and you, as the Chief Executive, that my acts have been honest, honorable and straightforward in the sight of God and man I am confident that the relations of Mr. Barrett with me and my department were as innocent and honorable as I am sure were all my own motives and acts.

I also wish to deny your utterly unwarranted statement that the gross corruption in the case of Tyner has gone on for a number of years." You should know, and your subordinates do know, that no single act of corruption, gross or mild, has been discovered against me, and that the United States Government, with its forty inspectors and its third that the trief of states of faithful loss of the faithful that the unable to discover one. I also desire to state that if any of "the

chief inquisitor, Mr. Bristow, will be unable to discover one.

I have tried by forty odd years of faithful service to my country to prove my zeal for faithfulness and honesty in the public service, and now I say to you, the President of the United States, my chief accuser, as if it were the last words I shall ever utter, in your well recognized and honorable zeal for the public good you have allowed your self to be deceived and imposed upon; and while I cannot hope for a hearing at your hands I shall at least give myself the wretched solace of having denied these wrongs and of having demanded that hearing which right and justice ought to accord me. Very respectfully,

Gen. Typer also made public to-night r the first time a sworn statement written him to Mr. Bristow, under date of July in answer to a communication from Bristow containing a "Statement of Facts," involved in the investigation of the Assistant Attorney-General's office, Mr.

Tyner says:

It certainty would gratify me very much to have an opportunity to reply fully and in detail to any specific facts or points involving me or my office, but I can hardly be expected to reply to vague surmises and insinations, or to forced deductions from mimors and imaginary facts. Your communication does not contain a "statement of facts" in such form and substance as to make an intelligent and complete answer possible. There are no definite charges, no names, dates, circumstances or particulars. However, as a full reply to the unwarranted deductions of your letter may assist you in a fair and honest investigation of my office, I will make answer, but you must remember that I have no access to the files of the Department, and I speak only from my best recollection.

recollection.

i wish also to preface my answer with the statement that the Post Office Department has a full history of all my official acts during my many years of service as special seent, as First and Second Assistant Postmaster-General, Postmaster-General, and later, as Attorney-General. If your letter means to accuse me of conduct unworthy of an officer or citizen, then I denounce such accusations as absolutely false. If you infer or insinuate anything of the kind, then on your own showing of alleged facts I denounce such deductions, inferences or insinuations s insinuations or innuendoes to accus f wrongdoing or improper conduct.

Mr. Tyner explains at considerable length his reasons for certain decisions spoken of mestionable by Mr. Bristow in his "State-nt of Facts" and says that he will no discuss the law points or questions of judg ment involved as he does not consider Bristow a competent person to judge. In conclusion the statement says:

I have answered your vague and indefinite marges, or rather instructions, thus fully coause I believe that I have a right to expect charges, or rather institutions, thus there is a believe that I have a right to expect that your investigation is almed at doing me and the office I served justice and not injustice, and that therefore these explanations will have weight with you. The powerful and tremendous machinery of investigation, controlled and directed by you, has now for some months apparently been investigation to make the property of the first part of my official life, and all your findings amount to surmisings and conjectures.

Surely, considering my many years of faithful service for the Government, during which that I was thought worthy by one of our greatest Presidents to sit at his Cabinet table and preside over the Post Office Department, this, my sworm statement ought to count for something I have no means, to be sure, of proving to you matters which are known only to my conscience, but I can close my eyes in entire peace, so far as any of the wrong which you insinuate is concerned I am too feeble to give close attention to such matters as presented by your letter, hence the delay in making an earlier reply thereto.

WOOD INQUIRY TO CONTINUE. The President Will Again Nominate Him to Be Major-General.

WASHINGTON, Dec. 6. - Although the omination of Gen. Wood will fall with the expiration of the extraordinary session of Congress at noon to-morrow. the Committee on Military Affairs, which is investigating the charges filed against that officer by former Cuban Director of Posts Rathbone, will continue its hearing ·morrow morning.

sarles S. Diehl, assistant general manof the Associated Press, has been summed to appear at to-morrow's session testify concerning the relations be-"Bellairs," for a time its correspond-Havana, and Gen. Wood. Although o'clock the Wood case will not be the committee, the President will again send the nomination to the Senate.

probably as soon after that hour as his Secretary can be presented, and it will again be referred to the committee. The testimony already taken will stand, however, and the committee will take up the investigation at the point where it will be left to morrow.

be left to-morrow.

There is no doubt in the minds of Senators that Gen. Wood and the 168 officers whose promotion depended on his advancement to the grade of Major-General will return to their former grades at noon to-morrow. The legal officers of the War Department, it s understood, take the view that, as those vacancies existed during the recess of Congress, they may still be treated as recess appointments and be renominated as such. New nominations have been made out, however, and will probably go to the Senate nowever, and will probably go to the Senate nowever, and will probably go to the senate to-morrow, leaving the points of difference to be settled hereafter. As officers of the army, and the navy as well, are nomi-nated for promotion from a certain date, Gen. Wood and the others who fail to-morrow will receive, when confirmed, full pay and rank from the dates of their original appointments.

original appointments.
On the other hand, considerable confusion may be caused in thirty post offices whose postmasters are likewise to fail of confirmation to-morrow, by reason of the fact that their commissions as recess appointments expire.

PRESIDENT'S MESSAGE TO-DAY. The Extra Session of Congress Will End and the Regular Session Begin.

WASHINGTON, Dec. 6.-The Senate will meet at 11:30 o'clock to-morrow morning and transact ordinary routine business until noon, when President Frye will declare the extraordinary session of the Senate at an end and the regular session Senate at an end and the regular session begun. A committee will be appointed to wait upon the President and inform him that the Senate is ready to receive any communication he may wish to make and the usual recess will be taken to await the delivery of the President's annual message. It is probable that the message will be read immediately after its receipt. Beyond this and consideration of the Cuban reciprocity bill there is no business in sight for to-morrow.

NO SUBSIDY BILL THIS SESSION. A Commission Is to Be Appointed to Invest-

igate and Report in December, 1904. WASHINGTON, Dec. 6 .- No effort will be made to pass a ship subsidy bill at the session of Congress which begins to-morrow, and it is more than probable that the whole subject will be abandoned until the Fifty-ninth Congress meets. In the meantime, under an agreement between the friends and opponents of subsidy legislaion, a commission is to be appointed who are to make an exhaustive investigation of the subject and report their conclusions and recommendations to Congress 1 December, 1904. The commissioners are to receive a salary of \$5,000 each and \$25,000 for clerical and other expenses.

ESCAPED; GLAD TO GET BACK. House of Detention's Election Prisoner

Welcomes Warmth and Three Meals. Sidney Barker, one of four witnesses neld in the House of Detention in Mulberry street for two weeks, escaped from that institution on Thursday night, but gave himself up twenty-four hours later. Barker is the first inmate that has succeeded in slipping out of the fail for wit-nesses. The detained persons are not locked in cells, but are allowed absolute

freedom in the building. They are permitted to wander about the court yard in the centre.

Early on Thursday evening Barker went to this yard and did not return. An alarm was sent out for him. On Friday night at 11 o'clock a loud knocking at the front door brought Sergt. Holmes from his office. On the stoop, shivering from the cold was Barker, who professed great willingness to return to a warm bed and three meals a day. in the centre

politician who has been indicted for viola-tion of the Election laws. Barker gave his address as the Occidental Hotel. They don't know him there.

DRUGGED SOLDIER IN TOW? Police Say That One of Two Prisoners Had a Bottle of Chloral.

Frank Murray and James Murphy were arrested early yesterday morning at Whitehall and Water streets as they were leaving Iulius F. Delventhal's saloon with a soldier from Governors Island named De Groot supported between them. Detectives O'Neil and McCormick saw them and took he soldier to the Hudson street hospital. where Dr. Wells said that he was apparently suffering from some drug. Murray and Murphy were locked up in the Old Slip police station.

When they were arraigned in the Tombs when they were arranged to be police court the detectives told Magistrate Breen that they had found a small vial in Murray's pocket, which they believed had contained chloral. The Magistrate decided to hold the man until that fact could be proved.

Murphy was released, as there was no evidence against him. He said that the soldier had been taken sick in the saloon and he had asked him to take a short walk n the hope that the fresh air would do

The police say that Murray is an associate of the members of the Eastman gang.

ZENODOSIUS, THE COP, ATTACKED. Tenderloin Policeman Makes Two Excise

Arrests After a Little Row. Policeman Zenodosius of the Tenderloir station saw a drunken woman thrown out of McAvoy's saloon at 281 Seventh avenue, resterday afternoon, and saw two men. who seemed to be drunk, leave the place. Zenodosius walked in and found about fifteen men sitting in the back room. He started to arrest the bartender, John Hickey, and the doorman, Hugh Mooney. tried to rescue him. The other men in the place attacked Zenodosius, but he drew his revolver and they quit. Hickey and Mooney were locked up.

Sanity of A. H. Green's Slayer. Dr. Carlos F. MacDonald and Dr. Austin Flint, who were appointed to examine into the sanity of Cornelius Williams, the slaver of Andrew H. Green, spent four hours at the Tombs yesterday questioning Williams. They also took the testimony of his keeper. This is the second examination the experts have made of nd it was said yesterday that it might be decided to hold another before reaching an opinion. Lawyer Kaffenburgh, illiams's counsel, was present with Allan McLane Hamilton, the expert for the defence, who has declared that Williams is a paranoiac. There is some difference of opinion between the experts as to the negro's sanity.

Elks Hold Memorials in 900 Cities. Last night was memorial night among

the Elks. Services in honor of the dead brothers were held simultaneously in every one of the 900 cities where the order has established itself. Members of the mother lodge, New York lodge No. 1, with their families and friends, met in the Majestic Theatre to the number of about 1,000. The programme was largely musical but in-cluded also the memorial rites of the Order and addresses by Exalted Ruler Champe Andrews and Past Exalted Ruler A.

The Gorham

begs to announce to its patrons that preparations for the Holiday Season have been completed and to suggest the desirability of making contemplated purchases at the earliest possible date, to insure not only an unbroken assortment from which to select, but to permit of sufficient time to properly carry out purchasers' wishes as to engraving and shipping. Articles bought at the present time will be held for delivery on such dates as buyers may desire.

GORHAM CO. Silversmiths and Goldsmiths Broadway at 19th Street

GOT EASTMAN IN OPIUM JOINT.

Maiden Lane 21-23

MONK AND CREW OF HIS MEN CAUGHT IN A RAID.

Tipster Told the Police That They Were Going to Make Trouble After They Had Hit the Pipe—One Prisoner Had Pictures of Jerome's Assistants.

Monk Eastman and several members of his gang were arrested in an alleged opium joint in an old tenement house at 139 Avenue A at 1 o'clock yesterday morning. A police tipster told Detective Wasser-

man of the Fifth street station on Thursday that the Eastman gang was going to get busy late on Saturday night and there was likely to be some excitement after they had got a "dope jag" on. The tipster explained that most of the gang were harmless young men under

ordinary circumstances, but when they wanted to make trouble they smoked opium and acquired an increased fondness for trouble. The tipster told the detective that the gang was going to shoot up some of the East Side streets late on Saturday

the colock a loud knocking at the front door brought Sergt. Holmes from his office. On the stoop, shivering from the cold was Barker, who professed great willingness to return to a warm bed and three meals a day.

The witness-prisoner said that he had climbed from a fire-escape to the high fence on the south side of the yard and then over the iron pickets on the fence. From there he dropped to the other side and made his way to Mulberry street through the hallway of a tenement. Having no money, he said that he was glad to return.

Barker was sent to the House of Detention with three other men by Superintendent of Elections Morgan. Mr. Morgan said last night that Barker and the others were wanted as witnesses against a well known politician who has been indicted for violative. Who's there?

called out. "Who's there?"

"Smoke up," replied the detective.
There was a rattling of chains inside
and the door was partly opened and a man
put his head out. The detectives pushed put his head out. The detectives the man aside and rushed in to the They saw four men partly disrobed lying on the floor of the first room. In the next room were five men lying on a bed and a

layouts scattered about and that some of layouts scattered about and that some of the men were smoking when they entered. When the detectives entered the man at the door shouted, "Police!" One of the men on the floor jumped up and throwing off his coat advanced as though he mean to fight. Dwan recognized him as Monk Eastman and pulling out his revolver or-dered him to stand still. Eastman did so and the others surrandered and the others surrendered.

The rooms were fitted up with cheap
Turkish decorations. The detectives got

ree opium pipes, two cans of opium e bowls, lamps, scales and some scrapings from the pipes. The prisoners were taken to the station

and their pedigrees taken. Eastman the name of William Smith and said h a printer living at 101 First street. He Burke, who gave 139 Avenue A as his address, was charged with being the proprietor of the place.

One of the prisoners gave the name of

Edward Davis and said he was a photographer and lived at 229 East Eleventh grapher and lived at 229 East Eleventh street. In his coat pocket was found photgraphs of most of the members of District Attorney Jerome's staff and of some of the Judges of General Sessions. He refused to give any explanation as to how he got the pictures or what he had them for.

The other men described themselves as Adolph Silverstein of 94 East Tenth street, Joseph Harris of 109 Second avenue Charles

Joseph Harris of 109 Second avenue, Charles Coffee of 118 Division street, Joseph Clark of 105 Madison street, Hugh White of 235 East Fourth street, Myron Smith of 223 East Fourth street, Myron Smith of 223 East 120th street and Michael Metrose of 421, ast Eighth street. When they were arraigned before Magistrate Pool in the Yorkville police court. Paradise Jimmy Oliver appeared as counsel and asked that the men be dis-

charged.
"These are all respectable young men "These are all respectable young men, and if any one ever saw them smoking opium I am greatly deceived. There was no justification for their arrest," he said. "That man there is Monk Eastman. He's not very respectable," said Wasserman. "Which is Eastman?" asked the Magistrate, "I want to get a look at that man. The detective pointed him out and said that the District Attorney wanted to have the case adjourned to Wednesday when the opium would be analyzed. The charge against all of the men except Burke was smoking opium outside of their own premises. The Magistrate adjourned the hearing and the prisoners were admitted to bail. ing and the prisoners were admitted to ball.

Detectives Dwan and Wasserman also arraigned in court Ah Fung, whom they had

arrested on Saturday night at 94 Third avenue. They told the Magistrate that

avenue. They told the Magistrate that they had bought two opium pills from the Chinaman for 5 cents each. They said

that they expected to prove that the prisoner supplied a number of places with the drug. At the request of his counsel the hearing was put over until to-morrow. Hospital Appeal to the Dry Goods Trade. The Dry Goods Trade Auxiliary of the Hespital Saturday and Sunday Association composed of John Claffin, Cornelius N. Bliss, A. D. Juilliard, James Talcott, Clarence Whitman, J. H. Sweetser, George A. Hearn, W. F. King, Isaac Wallach and others, has issued an appeal to the trade for contributions in the annual collection now in progress. Checks should be drawn now in progress. Checks should be drawn to the order of Charles Lanier, general treasurer, and mailed to John C. Eames, treasurer of the dry goods appeal com-mittee, care of the H. B. Claffin Company.

ROUND UP ARSON GRAFTERS. ABSOLUTE SECURITY

THREE LAWYERS TO BE IN-DICTED THIS WEEK.

Company Adjusters, Public Adjusters and Insurance Patrolmen Implicated in the Swindle-Confessions From Men

Who Have Already Been Indicted. Max Karnfeld, the public insurance adjuster who has been convicted of filing a false claim for fire losses and who is to be sentenced to-day, has made a confession involving a lot of other persons. As the result of this and other confessions and the investigation which Assistant District Attorney Garvan has been making for the last six months, there will be a big batch of indictments in the near future. Three lawyers accused of having assisted in defrauding insurance companies are to be indicted this week. Other persons implicated and whose cases are now before

the Grand Jury, are: Members of the Fire Patrol and one public official, company adjuster, public adjuster and insured persons who have filed false claims. Several members of the Fire Patrol, which is in the service of all the insurance companies, are accused of maliciously increasing the damage at fires by destroying property which they were supposed to pro-

tect after the fires were out. Kornfeld has been an adjuster for six years, and in that time has fixed the losses

years, and in that time has fixed the losses at 4,000 fires. The crime of which he has been convicted was filing a false claim after an alleged fire in his own apartments on East 114th street.

The amount of money of which the insurance companies have been robbed by these claims is up in the hundreds of thousands. Fire Marshal Freel said last night that there was only one way to stop it, and that was for the insurance companies to make more rigid investigations of losses and to be sure that their own adjusters are honest men that their own adjusters are honest men and not working in collusion with the public adjusters hired by the insured. public adjusters hired by the insured.

"Many of the public adjusters," the Fire Marshal continued, "are dishonest and make a living on crooked claims. It is not my business to investigate losses, but I do all I can to help the insurance companies, because if we can break up the crooked claim business we'll eliminate the motive for area."

for arson."

Assistant District Attorney Garvan put the same thing in a different way.

"Nine incendiary fires out of ten," he said, "are set to furnish excuses for exprobitant claims of damages. Arson is a very difficult matter to prove, because the fire destroys the evidence. It is an easier matter to prove fraud in a claim, so the main object of the insurance department of the District Attorney's office in this investigation is to discourage arson by makvestigation is to discourage arson by making the robbing of insurance companies a dangerous thing to do. The companies could help a lot themselves by stopping their indiscriminate payment of claims to get rid of the expense of proper investigation.

The work of the District Attorney's the conviction of Joseph Schnepmann, who has pleaded guilty to six indictments for filing false claims; the indictment of Darius W. Ettinger, a public adjuster, in connetion with Schnepmann's case; the conviction of Kornfeld and the conviction of Samuel Silverstein, who has made a confession and who is to be sentenced on Wednesday. Silverstein filed a false claim, and in his confession he has named the public adjuster who induced him to commit the crime. he crime.

The batch of cases now under investigation recalls the efforts of Judge Vernon M. Davis, who as Assistant District Attorney broke up the Hirschkopf gang of insurance swindlers in 1897 and sent twenty or more of them to Sing Sing. Adolph Hirschkopf, the leader of the gang, is serving a life sentence because one of the fires which he was responsible for caused the death of a child. He was convicted of murder in the second degree. Schoenholz, an accomplice, got sentences aggregating forty-eight years, and a man named Zuker, who hired Schoenholz to hurn his house, got thirty-six years. "That gang," said Judge Davis yesterday, "operated in this city, in Boston and in Lynn, Mass. It took me four years to run them all down. We are now evidently having a recrudescence of that particular form of crime."

WAS IN CRONIN MURDER CASE Man Who Took the Dead Body Away Ar-

rested for Swindling in Cleveland. CLEVELAND, Dec. 6.-When Detectives Mender, Biser and Saddler on Nov. 28 arrested a man who gave his name as John Wagner, on the charge of obtaining money by false pretenses, they did not know that their prisoner was the notorious John P. Kunze, who was mixed up in the Cronin

murder case in Chicago in 1890. Wagner was sentenced to pay \$50 and serve six months in the workhouse, and it was not until to-day, when a letter was received from Chief of Police Jansen of Milwaukee, that the authorities here learned of the prisoner's identity, and that he was the man who drove the famous white horse attached to a wagon in which the remains of Dr. Cronin was conveyed from the house in which he was murdered and deposited

in a catch basin.

When arrested in Cleveland Wagner's description was taken by the Bertillon sys-tem and was sent to the National Bureau of Identification at Washington, by which bureau he was identified through Chief Jansen of Milwaukee as Kunze.

Wagner arrived in Cleveland on Nov. 15 and engaged board at the house of Mrs. and engaged boat at the house of Mrs. Emma Miller, 28 Superior street. He said he had just returned from Germany, where he had fallen heir to \$48,000.

He said he had this money deposited in the First National Bank and that he wanted to purchase a saloon in Cleveland. He gave Mrs. Miller an envelope which he said contained \$15,000 worth of bonds to keep Sheriff street.

One afternoon he returned to the house at 5 o'clock, looked at his watch, said that it was too late to go to the bank, and borrowed \$15 of the landlady. He took her to ermania Hall in the evening to an enter-imment. There he was introduced to tainment. Lorenzo Leopold, an Ontario street saloon

eper. He told Leopold he was wealthy and was going to either purchase the rath-skeller or Dovle's saloon on Sheriff street. After the entertainment they went to Leo-pold's place of business, and while there gave Leopold an envelope which he said had \$15,000 worth of United States bonds in it for safe keeping. He hung around Leopold's place the next day and borrowed \$25 on the strength of the envelope of bords.

Later Leopold became suspicious, and Wagner. The envelope contained worth-

THROWN FROM A STOOP? Story That Would Explain Patrick

McMahon's Fatal Injuries.

PATERSON, N. J., Dec. 6.-Patrick McMahon was found unconscious in the snow in front of 10 Redwoods avenue last F. iday morning at 6 o'clock. He died at the General Hospital this morning of clot on the brain and pneumonia. He came to Paterson last Thursday night to visit his sister, who formerly lived at 10 Redwoods avenue, but had moved away. John J. Feeny was going to work at 2:30 o'clock Friday morning when he heard angry words from the stoop at No. 10. He saw a man fall and heard a man's voice exclaim: "Get out of here. Supposing exclaim: -tret out of nere. Supposing it was nothing but a drunken row, Feeny went to his work. McMahon was about 40 years old and it is conjectured from a car transfer ticket in his pocket that he lived somewhere in Harlem. He was

plainly dressed.

offered in the vaults of the

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THE ARCHBISHOP ON DIVORCE

PUT THE THINGS OF GOD BE FORE THE THINGS OF MAN." Speaks Scornfully of Those Who Go Outside

the Church Because No Rich Mar-

riages Can Be Made in Its Ranks-He Will Not Officiate at Mixed Marriage Archbishop Farley preached at the solemn high mass in the Cathedral yesterday morning, taking for his text the words of Christ (Luke vii. 22), "Go tell John what things ye have seen and heard; how that the blind see, the lame walk, the lepers are cleansed, the deaf hear, the dead are raised and to

as the church of the poor. He went on to

the poor the gospel is preached." The Archbishop described the Catholic Church

as the church of the poor. He went on to say:

Yes, beloved brethren, the Church, and the gospel of Christ likewise, is unpalatable by reason of its simplicity, its humility, its morality, so difficult for human nature to live up to The Jews rejected it because of its humility and many have done so since. Even those who profess Christianity rebei at the word of law, and say "this is hard and I cannot believe it."

The law has decreed, "Whom God has joined together, let no man put asunder." And there are some who, because this is hard, will not believe. They go out of the church because the law, which was not man-made, but was brought down by God from Heaven, is hard. The humility, the morality of the law is a scandal to them who bid fair to be scandalized by their own perdition.

And there are others of the house of faith by whom the religion it is hoped is loved, but who speak of it with bated breath. People are scandalized because the Church has not great millionaires in its fold and no rich marriages can be made for their children in its ranks. This is no secret to you, but is shown to us every day. These are they who if not touched by the grace of God will scandalize themselves. Let us stay close to the poor if you would have the merit of the faith. Let us learn to put the things of God before the things of man, the things of the soul before the things of the soul before the things of the body. Then perhaps this stumbling block will be removed from our path.

As the collection was for the Cathedral debt Archbishop Farley touched upon this

As the collection was for the Cathedral debt Archbishop Farley touched upon this subject.
"The ordinary collection does not sup-The work of the District Attorney's port the expenses of the Cathedral," he office in these cases has resulted so far in the conviction of Joseph Schnepmann, who \$20,000. The Cathedral was built by every congregation in the diocese. It has been open twenty-five years and there is still a debt of \$200,000 on it, although the wealthiest Catholics of New York have attended here. reproach should be removed. Look all over the land, where miracles in stone have over the land, where threades in stole have risen without debt from purses and hearts of the poor. Let us take this lesson to heart, and before another year shall have

passed wipe out this incumbrance."

The Bishop's allusion to marriages of Catholics to those not of the faith and his

between Catholics and Protestants. The late Archbishop Corrigan, who had celebrated a number of these mixed marriages, notably that of the present Mrs. Hollis Hunnewell to Arthur T. Kemp. objected to the recuest, saying that such marriages were performed by Bishops universally. It was then learned that Archbishop was then learned that Archbishop It was then learned that Archbishop Iteland of St. Paul and Archbishop Williams of Boston were the only members of the American heirarchy who had refused officiate at such marriages. As more these marriages are performed in New York than in almost any other large city in this country Archbishop Farley has decided to mark his disapproval of them by refusing to be present, even though one of the parties be his closest friend or the most influential Catholic in his

ROB. MORRISTOTHE WORKHOUSE. Descendant of the Revolutionary Family

Held as a Vagrant.

Robert Morris, a descendant of the Morris family of Otsego county, a branch of the Westchester family, was committed to the Workhouse as a vagrant by Magistrate Cornell in the Jefferson Market police court yesterday.

unconscious. She was taken to her home, where she died at 5 o'clock this morning. A physician had been summoned from Rockaway, but she was beyond human aid. Retso left the village and went over Hibernia Mountain to Rockaway.

The news of the shooting spread rapidly among the inhabitants of Mud Tank. An armed mob quickly gathered and started

Late Saturday afternoon Detectives Barry and Flynn, who are detailed to the Charity Organization Society, saw Morris loitering through Fourteenth street, and followed him to Grace Church. Morris went in, and after a few moments came out by the vestry room door, and Barry stopped him. Inquiries in the church elicited that Morris had appealed to one of the deacquesses for lean linen "to make himself presentable ith." He was arrested as a vagrant and locked up in the Mercer street station.

Morris told the detectives that he was a son of the late William G. Merris and that he had come from Chicago to get work. When he was asked it he had any home or relatives in this city, he said that Dr. Lewis R. Morris, a son-in-law of United States Senator Cark of Montana, was his consin.

Dr. Morris was communicated with, but declared the prisoner to be an imposor. When he learned in court that Dr. Morris had pronounced his story false, Morris said:
"That's not to be wendered at. I have
not been on good terms with him for a long
time and it is not surprising that he refuses
to acknowledge me, now that I'm charged

with being a vagrant.

The prisoner, who gave his age as 49, begged to be released, but Magistrate Cornell said he could not consistently let him off unless satisfied that he would leave this city. He promised, however, to make inquiries of relatives the prisoner said he had living at Gilbertsville, N. Y., and to release him if one of these would promise to care

The police are making unusual efforts to rid the city of the tramps and beggars who congregate here in the winter, and Barry and Flynn arraigned three other men besides Morris in court yesterday.

Alfonse Jean and Frank Weingartner, white-haired men, who have travelled over

the world together for nearly fifty years as beggars, were arrested at the Bleecker street station of the Sixth avenue elevated railroad. William Tyrel, another old-timer, was found wandering about Bleecker street All were committed to the Workhouse for six months. Rear End Collision in a Freight Yard at

Worcester Kills Three Men.

WORCESTER, Mass., Dec. 6.—Philip McGrath, Charles Vaughn, William Crowley, the crew of a local freight on the Boston and Albany Railroad, were killed a little before 1 o'clock this morning in a rear end collision at the entrance of the freight yards about a mile east of the Worthing the state of the freight parts and the state of the freight parts are the state of the freight parts and the state of the worthing freight parts and the state of the Union Station.

B. Altman & Co.

in their Department of

DECORATIVE ART OBJECTS on THIRD FLOOR, are showing a representative collection of

BRONZE, MARBLE, PORCELAIN AND GLASS OBJECTS, WELL ADAPTED AS GIFTS FOR VARIOUS OCCASIONS.

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250 Choice Oriental Rugs. and is specially priced for this week. The regular worth of these rugs is from 30 to 50 per cent. more.

Turkish, Persian and Indian Weaves. 100 Rugs (average size, 4x8 to 6x9 ft.)

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25 Rugs (average size, 9x12 to 100.00 Very fine quality, soft red, blue and green tones.

A. A. Vantine & Co., Broadway, near 18th St.

SHOT CHILD THROUGH WINDOW

MURDERER BELIEVED TO BE A DISCHARGED MINE WORKER.

Victim the Daughter of a Mine Boss-The Shade Was Down and Shadows of Those in the Room Were Visible

on It-Supposed Murderer Is Caught. MORRISTOWN, N. J., Dec. 6 .- In a little settlement in Hibernia called Mud Tank, Minnie Root, 10 years old, a daughter of Mr. and Mrs. Daniel Root, lies dead of a bullet wound in her forehead. She was shot last night about 8 o'clock through a window. The man who is believed to have fired the shot, Frank Retso, 28 years old, is in the Morris county jail accused of murder. He is a Hungarian. Sheriff Ryerson, County Prosecutor Rathbun, and a court interpreter went to Hibernia to-day

Catholics to those not of the faith and his reference to divorce recalled to many present the iron clad rule he has made never to be present at nuptials where one of the contracting persons is non-Catholic. Following this rule he absented himself from the Vanderbilt-Nielson wedding at Newport, and several weeks ago refused to officiate at the marriage of his friend's son, John D. Crimmins, Jr., to Miss Holmes, although the ceremony took place in the Holmes residence, directly opposite the See house. Vicar-General Lavelle performed the marriage.

A semi-official bull was issued two vears ago by Leo XIII. Instructing Mgr. Falconio to call a council of the heir archy, or at the first general meeting of that body, to request them to absent themselves from all marriage coremonies between Catholics and Protestants. The leave the premises. He boarded next known along Park row as Big Paddy, who door to Root's home and Root went in has been missing for the last three weeks.

there to inform the proprietor, Mr. Kassiska, of his boarder's threats. Fearing trouble Mrs. Root and her daughter followed him in. While they were in the kitchen of the boarding house a pistol shot was heard. A bullet pierced the window glass and sank in the wall across the room. The curtain was down, but from the outside shadows could be seen. The little child and her mother were near the window when the first shot was fired and Root called to his daughter, who had hold of her mother's hand.

"Look out Minnie!"

At the warning the child moved away, at the same time looking toward the window. At this instant a second shot was fired and a bullet buried itself in the child's brain. She fell backward in her mother's arms, unconscious. She was taken to her home, where she died to be clock this morning.

An armed mob quickly gathered and started in pursuit of the murderer. Town Marshal Dobbins of Rockaway had been notified, Dobbins of Rockaway had been notified, and fearing trouble he telegraphed to this city for the Sheriff. Sheriff Ryerson left at once with Warden Orr for Rockaway. Before he arrived, Dobbins had located Retso in a Hungarian house in Rockaway. The Sheriff was driven to the house and Retso was secretly taken out, but in a closed carriage and driven out, put in a closed carriage and driven to Morristown with the Sheriff and locked up. It is believed that if the mob had ip. It is believed that hould have been found Retso his body would have been riddled with bullets.

A search has been made for the revolver but it can not be found. It is thought the Hungarian hid it in the woods on his way over from Hibernia to Rockaway. He understands little English. He refused

to say anything about the crime. The Weather.

Fair weather was general yesterday. The storm which had moved from the Lake regions on Saturday passed out the St. Lawrence Valley, and the high ressure area from the Rocky Mountain districts moved forward over the Central States into the Olilo Valley and the Lake regions, with much colder weather in these districts, the temperature being generally below the freezing point as far south as the Arkansas and Tennessee valleys and below zero in the upper Mississippi Valley. In the At-lantic States it was warmer and generally above freezing, except in the early morning. In the extreme Northwest it was warmer. In this city the day was fair and warmer, winds generally light westerly; average humidity 58 per at S A. M., 30,12; 3 P. M., 30,07. The temperature yesterday, as recorded by the table:

1903. 1902. 26 21 6 P. M 33 25 9 P. M 36 30 12 MId. 9 A. M 12 M. 3 P. M. WASHINGTON FORECAST FOR TO DAY AND TO MORROW. For eastern New York, fair to-day; rain or snow o-night or to-morrow; rariable ufnd For eastern Pennsylvania, fair to-day, possible snow or rain in northeastern portion to aight or to morrow; fair elsewhere; fresh winds, mostly westerly For the District of Columbia and Maryland, fair to-day and to-morrow; fresh southwest to west

For New England, fair to-day and warmer is weatern portion; fair to-morrow, except possibly snow or rain in northern portion; fresh westerly to southerly winds.

For western New York, cloudy to-day; snow o rain by night, continuing to-morrow; fresh to brisk winds, mostly southwest to westerly. For New Jersey and Delaware, fair to-day and

to-morrow: fresh winds, mostly westerly

We believe we are the first to make this unusual offer: Until January 1st, 1904, we will deduct 3313% from the regular Piano-Player Music Library Catalogue price-Music that has never been used. This is an opportunity of which our

Stenson worked at the Bridge Café, at 105 Park row, and his employer, Frank Zanino, says that he took off his apron at 1 o'clock in the morning, about three weeks ago, said good-night, and added that he would be on hand promptly on the ing day. Since then none of his friends

nas seen him.

Big Paddy was as well known along Park row and the Bowery as any man who ever tended bar in the downtown district. When he tended bar for Steve Brodie in the Bowerv his friends came to see him, and when he went to another saloon near the Bridge entrance the friends followed him. Then, when he left to take a job with Zanino he took a part of the trade with him. He was perfectly contented with his last sit-uation and was on good terms with his employer, Zanino.

I cannot account for it." said Zanino "He appeared to be perfectly contented with his job. I don't believe that he met with foul play, because he was a big fellow and knew how to use his hands. He had considerable money with him when he Undertaker McCaddin said that Stenson's wife firmly believed that her husband had been murdered.

CHARIOT RACE SHY A HORSE. Fritzi Scheff's, Requisitioned in a Hurry,

Did an Extra Turn for "Ben-Hur." The white horse used to draw Fritzi Scheff's carriage in the second act of "Babette" at the Broadway Theatre went to the rescue of a troubled management at the New York Theatre on Saturday night. One of the "Ben-Hur" horses had been in-capacitated for duty as the result of overexercise by a careless stable boy, and the management had to hunt around for an understudy. Each chariot must have four horses in the chariot race, and there was a horse too few.

At the last moment some one thought of Burmah, the white horse in "Babette," which is a graduate of "Ben-Hur" and ran in the chariot race all last season. A mes-sage to Manager Dillingham at the Broad-way Theatre asking for the loan of Burmah brought a favorable response, and, as soon as Burmah had hauled Mme. Scheff off the stage, he was led into the wings, unharnessed and galloped to the New York Theatre, three blocks away.

He arrived at a few minutes after 10 oldock and ten minutes later was callenged. clock, and ten minutes later was galloping like mad before a Roman chariot

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